

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
EASTERN DIVISION

JANICE TURNAGE, for and on behalf
Of ELLA MAE TINGLE

PLAINTIFF

v.

CIVIL ACTION NO. 4:07-cv-00026-DPJ-JCS

HILLTOP MISSISSIPPI HEALTHCARE, LLC

DEFENDANT

ORDER OF DISMISSAL WITHOUT PREJUDICE

This day this cause having come before the Court on Defendants' Motion to Dismiss on the grounds that plaintiff failed to provide the Certificate of Expert Consultation required by Mississippi Code Annotated § 11-1-58, and this Court, being advised that plaintiff has confessed said Motion, is of the opinion that said Motion is well taken and should be, and the same is hereby, granted.

IT IS THEREFORE ORDERED AND ADJUDGED that this cause be, and the same is hereby, dismissed without prejudice, with the parties to bear their respective costs.

SO ORDERED AND ADJUDGED this the 29th day of March, 2007.

s/ Daniel P. Jordan III
UNITED STATES DISTRICT JUDGE

AGREED TO:

/s/ Ellis Turnage
Ellis Turnage, Esquire
Attorney for Plaintiff

/s/ Spencer Beard
Lisa Williams McKay, Esquire
G. Spencer Beard, Jr., Esquire
Attorneys for Defendant